IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.281/2006

Radhey Shyam Sharma S/o Shri Murlidhar Sharma & Others
...plaintiff-appellants
Versus
Nagar Sudhar Nyas, Ajmer through Chairman
...defendant-respondents

Date of Order ::: 06.11.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri J.C. Jain, Counsel for plaintiff-appellants
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By the Court:-

Heard learned counsel for the appellants.

The plaintiff-appellants filed a suit for permanent injunction in the lower court, which was dismissed and the finding of the lower court has been affirmed by the first appellate court also.

I have considered the submissions of the learned counsel for the appellants in the light of the findings of both the courts below and I find that the controversial issues involved in the present case are relating to question of fact and there is concurrent finding of fact by both the courts below, which cannot be interfered with by this court in second appeal under Section 100 of the C.P.C.

No substantial question of law is involved in this second appeal and the same is accordingly dismissed in limine.

(Narendra Kumar Jain) J.

//Jaiman//